

**BOROUGH OF DARBY
COUNTY OF DELAWARE
COMMONWEALTH OF PENNSYLVANIA**

ORDINANCE NO. #763

**ADOPTING AND APPROVING AMENDMENT TO THE
ARTICLES OF INCORPORATION OF DARBY CREEK JOINT
AUTHORITY TO ADD A PROVISION THEREIN
INCREASING THE TERM OF ITS EXISTENCE TO A DATE
NOT EXCEEDING FIFTY YEARS FROM THE DATE OF
APPROVAL OF THE ARTICLES OF INCORPORATION.**

WHEREAS, an Amendment to the Articles of Incorporation of the Darby Creek Joint Authority has been proposed by the Board of said Authority, by a Resolution duly adopted on May 15, 2013, to add a provision to said Articles increasing the term of existence to a date not exceeding fifty years from the date of approval of the Articles of Incorporation; and

WHEREAS, the Borough of Darby is one of the municipalities composing the Authority; and

WHEREAS, the proposed Amendment has been submitted to this Municipality.

NOW, THEREFORE, BE IT ORDAINED THAT:

SECTION I: The Darby Creek Authority Board proposed Amendment to the Articles of Incorporation of Darby Creek Joint Authority to add the following:

"The term of existence shall be to a date not exceeding fifty years from the date of approval of the Articles of Amendment."

is hereby approved and adopted.

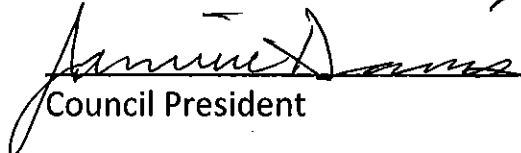
SECTION II: All Borough officials are authorized to take all action necessary to ensure implementation of and effect the purpose hereof.

SECTION III: Any and all Ordinances and/or Resolutions, or parts thereof, conflicting herewith are repealed insofar as the matters herein are affected.

SECTION IV: The provisions of this Ordinance are severable, and if any clause, sentence, subsection or section hereof shall be adjudged by any court of competent jurisdiction to be illegal, invalid or unconstitutional, such judgment or decision shall not affect, impair or invalidate the remainder but shall be confined in its operation and application to the clause, sentence, subsection or section rendered. It is hereby declared the intent of the Borough Council that this ordinance would have been adopted if such illegal, invalid, or unconstitutional clause, sentence, subsection, or section had not been included therein.

SECTION V: This is effective immediately upon enactment according to law, and shall remain in effect hereafter until revised, amended, or revoked by action of the Council of the Borough of Darby.

ADOPTED by the Borough Council this 16th day of October, 2013.




Council President

APPROVED by the Mayor, this 16th day of October, 2013.




Mayor

ENACTED this 16th day of October, 2013.



Secretary

I HEREBY CERTIFY that the foregoing is a true and correct copy of the said Ordinance duly adopted at a regular meeting of Borough Council held on the 16th day of October, 2013.



Secretary